



KERALA GAZETTE

കേരള ഗസറ്റ്

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PART III Judicial Department

THE HIGH COURT OF KERALA

NOTIFICATION

No. B4-45110/2011. 12th August 2013.

In exercise of the powers conferred by Section 13 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the High Court of Kerala hereby appoints the persons mentioned below as Special Judicial Magistrates of the Second Class in respect of the cases arising within the jurisdiction noted against their names for a period of one year from 12-8-2013 and confers upon them all the powers conferred upon Magistrates of the Second Class under the code in regard to the cases arising in the local area of their jurisdiction.

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|-----------------------------|----------------|
| 1. Sri Bala Murali, D. | Kottayam |
| 2. Ms. Navjot Khosa | Thrissur |
| 3. Sri Nooh, P. B. | Pathanamthitta |
| 4. Sri Seeram Sambasiva Rao | Palakkad |
| 5. Sri Suhas, S. | Ernakulam |
| 6. Ms. Adeela Abdulla | Kannur |

By order,
N. ANIL KUMAR,

Kochi. Registrar (Subordinate Judiciary).

NOTIFICATION

No. D1 (A)-32050/2006/D1. 29th August 2013.

In exercise of the powers conferred by Article 225 of the Constitution of India, Section 122 of the Code of Civil Procedure, 1908 (Central Act V of 1908) and all other powers enabling it in this behalf, the High Court of Kerala, after previous publication of the draft Rules in the Kerala Gazette No. 25 dated 19th June 2007 and with the previous approval of the Government of Kerala conveyed as per G. O. (Rt.) No. 2161/2013/Home dated 2nd day of August, 2013, hereby makes the following rules further to amend the rules of the High Court of Kerala, 1971, namely:—

Rules

1. *Short title and commencement.*— (1) These rules may be called the High Court of Kerala (Amendment) Rules, 2013.

(2) They shall come into force at once.

2. *Amendment of the Rules.*— In the Rules of the High Court of Kerala 1971, after rule 97, the following new Chapter VIII A and rule shall be inserted, namely:—

“CHAPTER VIII A

Operation of Interim Orders in Specified Cases

97A. *Operation of interim orders.*—(1) Notwithstanding anything contained in these rules, unless otherwise ordered by the Court, every notice in the cases arising under Article 226 or Article 227 of the Constitution of India, or under Section 115 of the Code of Civil Procedure, 1908 (Central Act V of 1908) or under Section 401, 407 and 482 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) seeking to challenge or stay or transfer the lower court proceedings, including execution proceedings and investigation of criminal cases, shall be sent as returnable within a period not exceeding two weeks.

(2) Unless otherwise ordered by the Court, the proceedings in such cases referred to in sub rule (1), after the date fixed for the appearance of the respondent, shall be heard on a day-to-day basis till their disposal.

(3) The Court hearing the cases shall endeavour to dispose of the same within two months and unless otherwise ordered by the Court, interim orders, if any, granted in such cases, shall stand vacated on the expiry of two months.

(4) If notice is not served on the respondent before the date fixed for the appearance of the parties owing to the laches on the part of the petitioner, the stay or interim order shall not be extended unless otherwise ordered by the Court for special reasons.”

By order,

N. ANIL KUMAR,

Kochi.

Registrar General (in-charge).

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

With a view to obviate the delay in disposal of cases, the Chief Justices’ Conference, 2006 resolved that the High Courts may consider devising a suitable mechanism to provide for the termination of stay of proceedings before the trial court, after the expiry of a reasonable period, unless extended for adequate and special reasons.

Though the draft Rules in this respect were published in the Kerala Gazette No. 25 dated 19th June 2007, no objection or suggestion were received within the time limit specified. Therefore, the High Court, considering the matter in all its detail, decided to amend the Rules of the High Court of Kerala, 1971 by way of incorporation of a new Chapter VIII A with new rule 97A.

The notification is intended to achieve the above object.

NOTIFICATION

No. A1-61814/2013.

30th August 2013.

Sub:— High Court—Onam Holidays, 2013—nomination of Vacation Judges—reg.

Ref:—High Court Notification No. D11-85828/2012 dated 6-11-2012.

The High Court of Kerala will remain closed for the Onam Holidays, 2013 from 13-9-2013 to 20-9-2013 (both days inclusive) as already notified. The Vacation Court sitting during the Onam Holidays shall be on 20-9-2013.

Under Section 8 of the Kerala High Court Act, 1958, the Honourable the Chief Justice is pleased to nominate the following Honourable Judges as Vacation Judges for hearing all urgent matters which are required to be immediately or promptly dealt with during the Onam Holidays :-

Hon’ble Mr. Justice P. R. Ramachandra Menon

Hon’ble Mr. Justice M. L. Joseph Francis

Hon’ble Mr. Justice A. M. Shaffique

Hon’ble Mr. Justice K. Ramakrishnan

Hon’ble Mr. Justice A. Hariprasad

Only really urgent matters including company matters which are required to be immediately or promptly dealt with will be received in the Registry of the Court during the Onam Holidays, provided they are accompanied by memo giving reason for urgent posting.

Matters to be moved before the Vacation Judge/Bench may be filed in the Filing Section of the Registry between 10.15 a.m. and 1.30 p.m. on all days except Sundays and other public holidays. Unless otherwise directed by the Vacation Judge/Bench, no matter shall be sent to the Judge/Bench on the same day of its filing.

Kochi. By order,
N. ANIL KUMAR,
Registrar (Subordinate Judiciary)
Registrar General in-charge.

Office of the Chief Judicial Magistrate, Thrissur

NOTIFICATION

No. B3-4772/2011. 27th August 2013.

Sub:—Establishment of Evening Court at Thrissur—
Notification—reg.

Ref:—Notification No. D7-28651/2006 dated 29-9-2011
of the Hon'ble High Court of Kerala.

In exercise of the powers conferred by the sub-section (1) of Section 14 of the Code of the Criminal Procedure 1973 (Act 3 of 1974) the Chief Judicial Magistrate, Thrissur hereby defines the areas shown in Column II of the Schedule to be the local areas within which the persons mentioned in Col. No. I of the Schedule hereunder may exercise all or any of the powers which may be invested under the code for the period from 1-9-2013 to 30-9-2013.

SCHEDULE

I	II
<i>Name of Officer</i>	<i>Name of Police Station</i>
Sri Thushar, M., Judicial First Class Magistrate (Evening), Thrissur	Thrissur East Thrissur West Traffic Viyyur Ollur Railway P. S., Thrissur Mannuthy Nedupuzha Vanitha P. S., Thrissur City (offences arising within the limits of Thrissur East, West, Nedupuzha, Ollur, Mannuthy, Viyyur and Peechi Police Stations) (Cases coming under Section 260 of Cr. P. C. within the above Police Station limits made over by the Chief Judicial Magistrate, Thrissur)

Thrissur. (Sd.)
Chief Judicial Magistrate.